



CHRIS DANIEL

HARRIS COUNTY DISTRICT CLERK

February 1, 2017

**LOUIS J. JONES
ATTORNEY OF RECORD
2 GREENWAY, SUITE 100
HOUSTON, TX 77046**

FILED IN
14th COURT OF APPEALS
HOUSTON, TEXAS
2/3/2017 11:43:48 AM
CHRISTOPHER A. PRINE
Clerk

Defendant's Name: MARC WAKEFIELD DUNHAM

Cause No: 2109329

Court: COUNTY CRIMINAL COURT AT LAW #6

Please note the following appeal updates on the above mentioned cause:

Notice of Appeal Filed Date: 01/27/2017

Sentence Imposed Date: 01/27/2017

Court of Appeals Assignment: Fourteenth Court of Appeals

Appeal Attorney of Record: LOUIS J. JONES

Sincerely,


N. Salinas

Criminal Post Trial Deputy

**CC: KIM OGG
District Attorney
Appellate Division
Harris County, Texas**

KATELYN HARRELSON (DELIVERED VIA E-MAIL)

This is your notice to inform any and all substitute reporters in this cause.

Cause No. 210129
3

7.2

THE STATE OF TEXAS

v.

MARC Dunham

h District Court / County Criminal Court at Law No. 6

Harris County, Texas

NOTICE OF APPEAL

TO THE HONORABLE JUDGE OF SAID COURT:

On 1/27/17 (date), the defendant in the above numbered and styled cause gives NOTICE OF APPEAL of his conviction.

The undersigned attorney (check appropriate box):

- ☐ MOVES to withdraw.
☒ ADVISES the court that he will CONTINUE to represent the defendant on appeal.

1/27/17
Date

Marc Dunham
Defendant (Printed name)

200
Attorney (Signature)

L. Jeth Jones
Attorney (Printed name)

24012927
State Bar Number

2 Greenway, Ste 100
Address

Houston TX 77046
Telephone Number

The defendant (check all that apply):

- ☐ REPRESENTS to the court that he is presently INDIGENT and ASKS the court to immediately APPOINT appellate counsel to represent him.
☐ ASKS the Court to ORDER that a free record be provided to him.
☒ ASKS the court to set BAIL.

Accordingly, Appellant ASKS the Court to conduct a hearing, make findings, and enter an Order Granting the requested relief.

[Signature]
Defendant (Signature)

Marc Dunham
Defendant's Printed name

SWORN TO AND SUBSCRIBED BEFORE ME ON

By Deputy District Clerk of Harris County, Texas

RECORDER'S MEMORANDUM
This instrument is of poor quality
at the time of imaging.

ORDER

On JAN 27 2017 the Court conducted a hearing and **FINDS** that defendant / appellant

☒ **IS NOT** indigent at this time.

☐ **IS** indigent for the purpose of

☐ employing counsel

☐ paying for a clerk's and court reporter's record.

☐ employing counsel or paying for a clerk's and court reporter's record.

The Court **ORDERS** that

☐ Counsel's motion to withdraw is **GRANTED / DENIED**.

☐ Defendant / appellant's motion (to be found indigent) is **DENIED**.

☐ Defendant's / appellant's motion is **GRANTED** and

☐ _____ (attorney's name & bar card number)
is **APPOINTED** to represent defendant / appellant on appeal.

☐ The **COURT REPORTER** is **ORDERED** to prepare and file the reporter's record without charge to defendant / appellant.

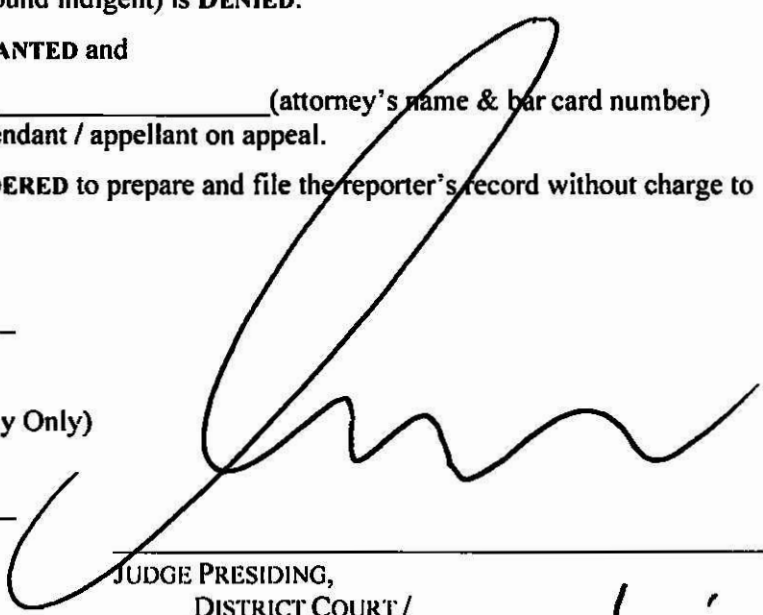
BAIL IS:

☒ SET at \$ 30,000

☐ TO CONTINUE as presently set.

☐ DENIED and is SET at NO BOND. (Felony Only)

DATE SIGNED: JAN 27 2017



JUDGE PRESIDING,

DISTRICT COURT /

COUNTY CRIMINAL COURT AT LAW NO. 6,

HARRIS COUNTY, TEXAS

CAUSE NO. 2109329

THE STATE OF TEXAS

§

IN THE COUNTY CRIMINAL

vs.

§

COURT AT LAW NUMBER 6

Marc Durham

§

HARRIS COUNTY, TEXAS

TRIAL COURT'S CERTIFICATION OF DEFENDANT'S RIGHT OF APPEAL *

I, Judge of the trial court, certify this criminal case:

- ☒ is not a plea-bargain case, and the defendant has the right of appeal. [or]
- ☐ is a plea-bargain case, but matters were raised by written motion filed and ruled on before trial and not withdrawn or waived, and the defendant has the right of appeal. [or]
- ☐ is a plea-bargain case, but the trial court has given permission to appeal, and the defendant has the right of appeal. [or]
- ☐ is a plea-bargain case, and the defendant has NO right of appeal. [or]
- ☐ the defendant has waived the right of appeal.

Judge Presiding

Date Signed

I have received a copy of this certification. I have also been informed of my rights concerning any appeal of this criminal case, including any right to file a *pro se* petition for discretionary review pursuant to Rule 68 of the Texas Rules of Appellate Procedure. I have been admonished that my attorney must mail a copy of the court of appeals' judgment and opinion to my last known address and that I have only 30 days in which to file a *pro se* petition for discretionary review in the court of appeals. Tex. R. App. P. 68.2. I acknowledge that, if I wish to appeal this case and if I am entitled to do so, it is my duty to inform my appellate attorney, by written communication, of any change in the address at which I am currently living or any change in my current prison unit. I understand that, because of appellate deadlines, if I fail to timely inform my appellate attorney of any change in my address, I may lose the opportunity to file a *pro se* petition for discretionary review.

Defendant

Defendant's Counsel

Mailing address:

Telephone number:

Fax number (if any):

State Bar of Texas ID Number:

Mailing address:

Telephone number:

Fax number (if any):

*A defendant in a criminal case has the right of appeal under these rules. The trial court shall enter a certification of the defendant's right to appeal in every case in which it enters a judgment of guilt or other appealable order. In a plea bargain case that is, a case in which a defendant's plea was guilty or *nolo contendere* and the punishment did not exceed the punishment recommended by the prosecutor and agreed to by the defendant a defendant may appeal only: (A) those matters that were raised by written motion filed and ruled on before trial, or (B) after getting the trial court's permission to appeal. TEXAS RULE OF APPELLATE PROCEDURE 25.2(a)(2).

APPEAL CARD

Court

6

Due

3-28-17

Cause No.

2109329

14th

The State of Texas

Marc Wakefield Dunham

^{Vs}

Date Notice

Of Appeal:

1-27-17

1/27/2017

Presentation:

Vol. _____

Pg. _____

Judgment:

Vol. _____

Pg. _____

Judge Presiding

Kerry Skindley

Court Reporter

Katelyn Hansen

Court Reporter

Court Reporter

Attorney

on Trail

Louis Jethor Jones

Attorney

on Appeal

Louis Jethor Jones

Appointed _____

Hired X

Offense

Deceptive business practices

Jury Trail:

Yes X

No _____

Punishment

Assessed

1 Year HCD, \$4,000 Fine
2 days credit

Companion Cases

(If Known) _____

Amount of

Appeal Bond

\$36,000

Appellant

Confined:

Yes X

No _____

Date Submitted

To Appeal Section

1-31-17

Deputy Clerk

Sheri Tucker

997

2-1-17